6103188/2022/SW-OP-I-SOW01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Social Welfare Department - Allegation of diversion of B.C. Welfare scholarship funds and misappropriation of Government funds - Regular Enquiry conducted by the Anti-Corruption Bureau - Irregular withdrawal of an amount of Rs.7,183/- belonging to a boarder not accommodated in Government Social Welfare College Girls Hostel, Tekkali, Srikakulam district noticed - Initiation of departmental proceedings against Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam District (now retired) - Articles of charge - Issued.

SOCIAL WELFARE (VIG.) DEPARTMENT

G.O.Rt.No.180 **Dated:11.07.2022.**
Read:

G.O.Rt.No.86, Social Welfare (Vig.) Department, Dt.31.03.2022.

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O R D E R:

In pursuance of the sanction accorded by the Government under sub-clause (8) of clause (b) of sub-rule (2) of Rule 9 of the A.P. Revised Pension Rules 1980 for instituting departmental proceedings against Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam District (now retired) in the G.O. read above, it is proposed to hold an inquiry against Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam district (now retired), in accordance with the procedure laid down in rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam district (now retired), is directed to submit a written statement of her defence within ten (10) days of the receipt of this order.

4. Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam District (now retired), is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. She should, therefore, specifically admit or deny each article of charge.

5. Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam District (now retired) is further informed that if she does not submit her written statement of defence on or before the date specified in Para 3 above or otherwise fails or refuses to comply with the provisions or Rule-20 of the Andhra Pradesh Civil Services (CCA) Rules, 1991 or the orders/ directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against her ex-parte.

(P.T.O)

6. Further attention of Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam District (now retired) is also invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority tofurther her interest in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Smt. B.Sanjeevi, former Hostel Welfare Officer, Government Social Welfare College Girls Hostel, Tekkali, Srikakulam District (now retired) is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. MALLIKARJUNA NAYAK
SECRETARY TO GOVERNMENT

To
Smt. B.Sanjeevi,
former Hostel Welfare Officer,
Government Social Welfare College Girls Hostel,
Tekkali, Srikakulam District (now retired).
(**through** the Director of Social Welfare,
Tadepalli, Guntur District)
The Director of Social Welfare,
Tadepalli, Guntur District.
(**with request to serve the order onthe individual and send the served copy to Government**)

//FORWARDED :: BY ORDER//

SECTION OFFICER

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ANNEXURE –I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SMT. BENDI SANJEEVI,D/O MUTYALU, AGED 60 YEARS, HOSTEL WELFARE OFFICER GRADE-I, SOCIAL WELFARE COLLEGEGIRLS HOSTEL, TEKKALI, SRIKAKULAM DISTRICT (NOW RETIRED)

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That Smt. Bendi Sanjeevi, D/o Mutyalu joined as a Government Servant in Social WelfareDepartment as Matron Grade-II on 21.03.1986 and later she got promotion on 18.06.2017 asHostel Welfare Officer Grade-I and worked at Social Welfare College Girls Hostel, Tekkali from 18.06.2017till to the date of retirement. Her date of birth is 01.02.1961. She retired from the service onher attaining superannuation on 31.01.2021 and while working as such HWO, SW, Tekkali, she committed the following grave misconduct in as much as:-

CHARGE:-

That Smt. Bendi Sanjeevi, D/o Mutyalu while working as Hostel Welfare Officer Grade-I,Social Welfare College Girls Hostel, Tekkali withdrew the amount of Rs.7,183/- which was credited into herhostel bank account from District Backward Classes Welfare Office in the name of one Ponnada Vijayalaxmi, who was not accommodated in her hostel and after notice from the ACB authorities only sherepaid the said amount to the concerned student.Thus, Smt. Bendi Sanjeevi, D/o Mutyalu by her above mentioned acts exhibited lack ofintegrity, devotion to duty, failed to maintain integrity, behaved in a manner unbecoming ofRetired Employee and thereby violated the Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964 r/w Rule 9 of AP Revised Pension Rules, 1980.

M. MALLIKARJUNA NAYAK
SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORTOF THE ARTICLES OF CHARGES FRAMED AGAINST SMT. BENDI SANJEEVI, D/OMUTYALU, AGED 60 YEARS, HOSTEL WELFARE OFFICER GRADE-I, SOCIAL WELFARE COLLEGEGIRLS HOSTEL, TEKKALI, SRIKAKULAM DISTRICT (NOW RETIRED).

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That Smt. Bendi Sanjeevi, D/o Mutyalu joined as a Government Servant in Social Welfare Department as Matron Grade-II on 21.03.1986. Later she got promotion on 18.06.2017 as HostelWelfare Officer Grade-I and worked at Social Welfare College Girls Hostel, Tekkali from 18.06.2017 till tothe date of retirement. Her date of birth is 01.02.1961. She retired from the service on herattaining superannuation on 31.01.2021. She is here-in-after called as Retired Employee.

CHARGE:-

That the Retired Employee while working as Hostel Welfare Officer, Social Welfare College Girls Hostel, Tekkali withdrew an amount of Rs.7,183/- which was credited into her hostel bank account from District B.C. Welfare Office in the name of one Ponnada Vijayalaxmi, who was not accommodated in her hostel and after notice from the ACB authorities only she repaid the said amount to the concerned student.

FACTS AND EVIDENCE:-

Basing on the allegations of diversion of scholarship funds of Backward Classes Welfare Department into the banks accounts of Tribal Welfare Hostels in Srikakulam District, the DSP ACB, Srikakulam Range enquired into the allegations and submitted a report to the Director General, ACB, AP, Hyderabad requesting to accord permission to conduct a regular enquiry. As per the instructions of the DG, ACB, the DSP conducted a Regular Enquiry and submitted an enquiry report requesting to accord permission to register a case of Criminal mis-conduct against the officials of Backward Classes Welfare Department and Tribal Welfare Department of Srikakulam District. Asper the instructions of DG, ACB a case in Crime No. 02/RCO-ACB/SKL/2016 U/S 13 (1) (C) and13 (1) (d) r/w 13 (2) and 15 of P.C. Act, 1988 and sections 65 & 66 of I.T. Act, 2000 r/w 120 (b) of IPC of ACB, Srikakulam Range was registered on 25.05.2016.

During the course of investigation, proceedings were obtained from the DBCWO, Srikakulam and from the Deputy Director, Treasuries, Srikakulam and on verification of the said proceedings, it is identified that during the tenure of the retired employee as Hostel Welfare Officer, Social Welfare College Girls Hostel, Tekkali, an amount of Rs.7,183/- was credited into the hostel bank account (SW Girls Hostel, Tekkali) No.32054959091 of SBI, Tekkali through Proceeding No. 013RMN0121400142 Dt:06.07.2015 from District B.C. Welfare Office, Srikakulam in the name of one Ponnada Vijayalaxmi though she was not accommodated in her hostel and after noticefrom the ACB authorities only she repaid the said amount to the concerned student. She failedto verify from where the amount was credited into her hostel bank account and withdrew the same without informing to her higher officers.

The Branch Manager, SBI, Tekkali furnished the Bank account statement of 32054959091 for the said period and on verification of the said account it is noticed that thesaid amount was credited in the said account.

Thus, the Retired Employee by her above mentioned acts exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of Government Servant andthere by violated the Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964 r/w Rule 9 of AP Revised Pension Rules, 1980.

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Thus, the Retired Employee has rendered herself liable for departmental action under Rule3(1) & 3(2) of APCS (Conduct) Rules, 1964 r/w Rule 9 of AP Revised Pension Rules, 1980.

M. MALLIKARJUNA NAYAK
SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE-III

DOCUMENTARY EVIDENCE:

The following documentary evidence is available on record:

1. **Copy of FIR along with occurrence report.**

It proves the receipt of instructions to register a case, registration of the case etc, facts.

2. **Copy of bills produced by the District Treasury, Srikakulam vide Proceeding of013RMN0121400142 Dt. 06.07.2015 of DBCWO, Srikakulam.**

It clearly shows that an amount of Rs.7,183/- for 01 student credited into the SWGH, Tekkali account No.32054959091 of SBI, Tekkali.

3. **Copy of part-II statement of Sri K.S.V.V.R.Dhanunjaya Rao, D.B.C.W.O (FAC), Dy.Director, Social Welfare, Srikakulam.**

E-Pass proceedings submitted by the DBCWO, Srikakulam vide Proceedings of013RMN0121400142 Dt.06.07.2015 of DBCWO, Srikakulam.

4. **Copy of Bank account statement of SWGH, Tekkali vide A/C No. 32054959091 of SBI, Tekkali.**

The bank account statement of the above account shows the credit of scholarshipamount from B.C. Welfare Department, Srikakulam.

5. **Copy of Letter of Smt. B.Sanjeevi, Hostel Welfare Officer, Govt. College Girls Hostel (SW) Tekkali along with copies of application & application status of the student P.Vijayalaxmi and cash receipt acknowledgement given by the student P.Vijayalaxmi.**

This shows the amount was returned to P.Vijayalaxmi by Smt. B.Sanjeevi, Hostel Welfare Officer, Govt. College Girls Hostel(SW) Tekkali.

6. **Copy of part-II statement of Sri K.S.V.V.R.Dhanunjaya Rao, D.B.C.W.O (FAC),Dy. Director, Social Welfare, Srikakulam.**

Any further document is required, it will be produced at the time of enquiry.

M. MALLIKARJUNA NAYAK
SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES:

The following oral evidence is available on record:

1. Sri K.S.V.V.R.Dhanunjaya Rao, D.B.C.W.O (FAC), Dy. Director, Social Welfare, Srikakulam

He stated that he furnished the original office proceedings of scholarship which were downloaded from the E-Pass web portal of the District BC Welfare office, Srikakulam to the investigating agency and etc facts.

2. Dy. Director, District Treasury, Srikakulam.

He/she speaks about furnishing the original bills submitted by the District B.C. welfare office, Srikakulam for claiming scholarship amounts to the ACB officials etc., facts.

3. The Branch Manager, State Bank of India, Tekkali.

He speaks about furnishing bank account statement of SWGH, Tekkali vide A/c No.32054959091 and etc, facts.

4. Sri P.Srinivasa Rao, Inspector of Police, ACB, Srikakulam Range, now working as Inspector of Police, Rajam P.S., Srikakulam District.

He speaks about registration of the case on 25.05.2016, conducting investigation of and etc., facts.

Any further evidence is required, will be produced at the time of enquiry.

M. MALLIKARJUNA NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER